

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JAMES M. WEST,

Plaintiff,

v.

MICHAEL SHEAHAN and
LT. ANDREW GIANNINO,

Defendants.

DECISION AND ORDER
15-CV-647-A

The above-referenced case was referred to Magistrate Judge Michael J. Roemer for the conduct of pretrial proceedings pursuant to 28 U.S.C. § 636(b). On February 14, 2019, Magistrate Judge Roemer filed a Report and Recommendation (Dkt. No. 54) recommending that defendants' motion under Fed. R. Civ. P. 56 for summary judgment (Dkt. No. 51) be granted.

The Court has carefully reviewed the Report and Recommendation, the record in this case, and no objections to the Report and Recommendation having been timely filed, it is hereby

ORDERED, pursuant to 28 U.S.C. § 636(b)(1), and for the reasons set forth in the Report and Recommendation, the summary judgment motion filed by defendants Michael Sheahan and Lt. Andrew Giannino (Dkt. No. 51) is granted; and it is further

ORDERED, that the Clerk of the Court shall enter Judgment in favor of each defendant; and .

ORDERED, that the Clerk of the Court shall close the case.

SO ORDERED.

s/Richard J. Arcara
HONORABLE RICHARD J. ARCARA
UNITED STATES DISTRICT COURT

Dated: March 19, 2019